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Jacob L. Houmand, Esq. (NV Bar No. 12781)
 Email: jhoumand@houmandlaw.com
 Bradley G. Sims, Esq. (NV Bar No. 11713)
 Email: bsims@houmandlaw.com
 HOUMAND LAW FIRM, LTD.
 9205 West Russell Road, Building 3, Suite 240
 Las Vegas, NV 89148
 Telephone: 702/720-3370
 Facsimile: 702/720-3371

Counsel for Ryan A. Andersen, Chapter 7 Trustee

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

GREGG WILLIAM CHAMBERS,

Debtor.

Case No. BK-S-20-12895-MKN
Chapter 7

**STIPULATION REGARDING
EXTENSION OF DISCOVERY
DEADLINES FOR EVIDENTIARY
HEARING**

Date of Hearing: N/A
Time of Hearing: N/A

Judge: Honorable Mike K. Nakagawa¹

This Stipulation is entered into by and among Ryan A. Andersen (the “Trustee”), the duly appointed Chapter 7 Trustee in the above-captioned bankruptcy case, by and through his counsel, Jacob L. Houmand, Esq. and Bradley G. Sims, Esq. of the Houmand Law Firm, Ltd., Eugene Tumbarello and Shamrock Painting, Inc. (collectively, the “Creditor”) by and through their counsel of record, R. Christopher Reade, Esq., and Gregg Williams Chambers (the “Debtor”, and together with the Trustee and the Creditor, the “Parties”), based on the following:

I. RECITALS

1. On June 17, 2020, the Debtor filed a voluntary bankruptcy pursuant to Chapter 7 of Title 11 of the United States Code. [ECF No. 1].

¹ All references to “ECF No.” are to the numbers assigned to the documents filed in the case as they appear on the docket maintained by the clerk of the court.

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2. On June 17, 2020, the Debtor filed a Schedule C, claiming various exemptions, including an exemption in the Robin Circle Property in the amount of \$203,091.00 pursuant to N.R.S. §§ 21.090(1)(l), 115.005, 115.010, 115.050 and an exemption in various tools under N.R.S. § 21.090(1)(d). See Schedule C. [ECF No. 1], pp. 22-24.

3. On June 17, 2020, the Debtor filed a Statement of Financial Affairs, identifying the sale of the Dean Court Property and provided that a balance of \$40,000.00 remained in escrow. See [ECF No. 1] p. 48.

4. On June 23, 2020, the Trustee was appointed as the successor Chapter 7 Trustee in the Debtor's bankruptcy case. [ECF No. 18].

5. On February 26, 2021, the Debtor filed an amended Schedule C (the "Second Amended Schedule C") that asserts exemptions in, inter alia, the Robin Circle Property in the amount of \$268,091.00 pursuant to N.R.S. §§ 21.090(1)(l), 115.005, 115.010, and 115.050; an exemption in the Proceeds in the amount of \$ 8,367.00 pursuant to N.R.S. § 21.090(1)(z); an exemption in the Proceeds in the amount of \$35,633.00 pursuant to N.R.S. § 21.090(1)(g), and an exemption in "SCAFFOLDING, LADDERS, BRUSHES, HAND TOOLS, PAINT SPRAYERS, SAWS, CHOPSAWS, DRILLS, MIXURES [sic]" pursuant to N.R.S. § 21.090(1)(d). [ECF No. 154] p. 3-5.

6. On or about February 26, 2021, The Debtor filed an Amended Statement of Financial Affairs. [ECF No. 157] p. 3.

7. On March 23, 2021, the Trustee filed an *Objection to Debtor's Claim of Exemptions Pursuant to 11 U.S.C. § 522(l) and Federal Rule of Bankruptcy Procedure 4003*. [ECF No. 160] (the "Objection").

8. On March 29, 2021, the Creditor filed a *Joinder in Trustee's Objection to Debtor Gregg Chamber's Claim of Exemptions Pursuant to 11 U.S.C. 522 & Federal Rule of Bankruptcy Procedure 4003*. [ECF No. 168] (the "Joinder").

9. On April 8, 2021, the Debtor filed an amended Schedule C, increasing his claimed homestead exemption. [ECF No. 169].

10. On April 8, 2021, the Debtor filed an *Opposition to Trustees Objection to Debtors*

1 *Claim of Exemption Pursuant to 11 U.S.C. §522(l) and Federal Rule of Bankruptcy Procedure*
 2 *4003*. [ECF No. 170].

3 11. On April 15, 2021, the Trustee filed a *Reply to Opposition to Objection to Debtors*
 4 *Claim of Exemptions Pursuant to 11 U.S.C. § 522(l) and Federal Rule of Bankruptcy Procedure*
 5 *4003*. [ECF No. 171].

6 12. On April 16, 2021, the Creditor filed a *Reply in Support of Joinder in Trustee's*
 7 *Objection to Debtor Gregg Chamber's Claim of Exemption*. [ECF No. 172].

8 13. On April 28, 2021, the Court held a hearing on the Objection and determined that
 9 an evidentiary hearing was required to resolve some of the claims alleged in the Objection.

10 14. The Parties were tasked with creating a discovery plan prior to the scheduling of
 11 an evidentiary hearing.

12 15. On May 7, 2021, the Trustee filed a *Supplemental Objection to Debtor's Amended*
 13 *Claim of Exemptions Pursuant to 11 U.S.C. § 522(l) and Federal Rule of Bankruptcy Procedure*
 14 *4003* [ECF No. 175] (the "Supplement").

15 16. On May 11, 2021, the Parties filed a *Stipulation Regarding Deadlines for*
 16 *Evidentiary Hearing* [ECF No. 176] (the "Stipulation").

17 17. On May 13, 2021, the Court entered an *Order Granting Stipulation Regarding*
 18 *Deadlines for Evidentiary Hearing* [ECF No. 177] which granted the Stipulation and established
 19 the a Discovery Cut-Off Date of August 11, 2021.

20 18. The Parties have met and conferred and agreed that additional time is required for
 21 discovery.

22 **II. STIPULATION**

23 NOW, THEREFORE, based on the foregoing, and subject to Court approval, the Parties
 24 agree as follows:

- 25 1. The Parties shall have an additional two weeks to conduct discovery.
- 26 2. That the new discovery deadline shall be August 25, 2021.

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1 3. That this Stipulation is without prejudice to any of the Parties requesting a further
2 extension of the discovery deadlines as modified herein, from the Court for cause
3 shown.

4 **4. IT IS SO STIPULATED.**

5 Dated this 6th day of August, 2021.

Dated this 6th day of August, 2021.

6 By: /s/ Bradley G. Sims, Esq.
7 Jacob L. Houmand, Esq. (NV Bar No. 12781)
8 Bradley G. Sims, Esq. (NV Bar No. 11713)
9 Houmand Law Firm, Ltd.
10 9205 West Russell Road, Building 3, Suite 240
11 Las Vegas, NV 89148

By: /s/ Christopher P. Burke
Christopher P. Burke, Esq. (NV Bar No. 4093)
Chris P. Burke & Associates
218 S. Maryland Parkway,
Las Vegas, NV 89101

Counsel for the Debtor

12
13
14 *Counsel for Ryan A. Andersen, Chapter 7*
15 *Trustee*

16 Dated this 6th day of August, 2021.

17 By: /s/ R. Christopher Reade
18 R. Christopher Reade, Esq. (NV Bar No. 6791)
19 Jay A. Shafer, Esq. (NV Bar No. 9184)
20 Cory Reade Dows and Shafer
21 1333 North Buffalo Drive, Suite 210
22 Las Vegas, Nevada 89128

23 *Counsel for the Creditor*
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25
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